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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/614,867	07/12/2000	Shankar Sahai	1719.0360000	2450

7590 07/13/2007  
JOHN W. OLIVO, JR.  
WARD & OLIVO  
382 SPRINGFIELD AVENUE  
SUMMIT, NJ 07901

EXAMINER
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LESNIEWSKI, VICTOR D

ART UNIT	PAPER NUMBER
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2152

MAIL DATE	DELIVERY MODE
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07/13/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Office Action Summary**

Application No.

09/614,867

Applicant(s)

SAHAI ET AL.

Examiner

Victor Lesniewski

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address, --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 30 April 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-18 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. The amendment filed 4/30/2007 has been placed of record in the file.
2. Claims 9 and 17 have been amended.
3. The rejection of claims 9-16 under 35 U.S.C. 112 is withdrawn in view of the amendment.
4. Claims 1-18 are now pending.
5. The applicant's arguments with respect to claims 1-18 have been fully considered but they are not persuasive. A detailed discussion is set forth below.

### ***Response to Amendment***

6. Claim 9 has been amended to overcome the rejection under 35 U.S.C. 112. The limitations added to the claim are similar to limitations present in claim 1 and thus the prior art citations relevant to claim 1 remain relevant to the amended claim 9.
7. Also, it is noted that many of the claims set forth in the present amendment are replete with inconsistencies. For example, claim 1 is presented as previously presented but it states the use of "a small sharable file" where it should state "a cookie" as was previously presented. For the purpose of this action it is assumed that no changes have been made to any claims except those amendments shown in claims 9 and 17. The applicant is asked to check the claims carefully for inconsistencies of this kind and to be more careful to present a correct listing of claims in future responses.

***Claim Rejections - 35 USC § 101***

8. Claims 17 and 18 remain rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter as presented in the previous rejection dated 12/28/2006.

9. Although claim 17 has been amended to state “a computer executable medium”, this does not remedy the fact that the applicant’s specification defines a computer program product in terms of both statutory and non-statutory embodiments.

***Claim Rejections - 35 USC § 102***

10. Claims 1-6, 9-14, 17, and 18 remain rejected under 35 U.S.C. 102(e) as being anticipated by Lerner (U.S. Patent Number 6,954,799) as presented in the previous rejection dated 12/28/2006.

***Claim Rejections - 35 USC § 103***

11. Claims 7, 8, 15, and 16 remain rejected under 35 U.S.C. 103(a) as being unpatentable over Lerner in view of the applicant’s admitted prior art as presented in the previous rejection dated 12/28/2006.

***Response to Arguments***

12. In the remarks, the applicant has argued:

- <Argument 1>

Lerner does not disclose the features of claim 1 because he does not disclose “redirecting, by said program, the user to the first Web site when the determination of step (3) is

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positive determination, wherein the first Web site is specified by said cookie” as recited in claim 1.

13. In response to argument 1, Lerner does disclose the redirecting to the first web site as recited in claim 1. The previous line citation, column 11, lines 32-37 shows that upon a positive determination the user is not presented with the UA for viewing again, i.e. instead of being directed to the UA, the user is directed to the interactive application (or web site). For further clarification the applicant is also directed to the embodiment discussed at column 12, lines 40-54.

14. In addition, the applicant has argued that claims rejected under 35 U.S.C. 102 and 35 U.S.C. 103, but not explicitly discussed, are allowable based on the above arguments. Thus, claims disclosing similar limitations to the discussed claims and related dependent claims remain rejected under the same reasoning as presented above.

### ***Conclusion***

15. **THIS ACTION IS MADE FINAL.** The applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

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however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

16. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Victor Lesniewski whose telephone number is 571-272-3987.

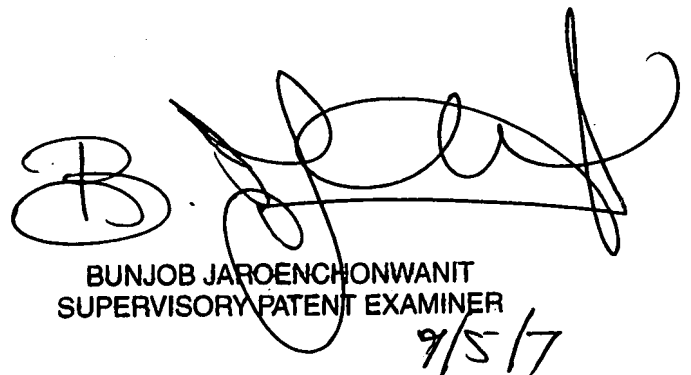
The examiner can normally be reached on Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bunjob Jaroenchonwanit can be reached on 571-272-3913. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Victor Lesniewski  
Patent Examiner  
Group Art Unit 2152



BUNJOB JAROENCHONWANIT  
SUPERVISORY PATENT EXAMINER  
9/5/17